



**NAPOLI
SHKOLNIK PLLC**
ATTORNEYS AT LAW

TATE J. KUNKLE
Associate – New York Office
TKUNKLE@NAPOLILAW.COM

April 16, 2019

By First Class Mail

Regional Freedom of Information Officer
U.S. EPA, Region 2
290 Broadway, 26th Floor
New York, NY 10007-1866

Re: Freedom of Information Law Request
Entity Name and Address: Village of Harriman
Village Hall
One Church Street
Harriman, NY 10926

Dear Sir or Madam:

Pursuant to the Freedom of Information Act, Title 5 of the U.S. Code, Section 552 (5 U.S.C. §552) and 40 CFR Part 2, we hereby request access to and copies of the following records in your agency's possession relative to the below-referenced facility and/or address within the specified time period:

1. Communications of any kind with any state or federal agencies or local governmental or regulatory entity or body; specifically, the Environmental Protection Agency (EPA), the New York State Department of Environmental Conservation (NYDEC) and the New York State Department of Health (NYDOH) addressing the hazardous and toxic contaminants disposed in and around the water supply systems within Nephera Chemical, GAESS Environmental S.C.A., Marry Harriman Well 1A and Waste Management properties.
2. Fines, warnings, penalties or forms of governmental enforcement from state or federal agencies or local governmental or regulatory entity or body; specifically, the Environmental Protection Agency (EPA), the New York State Department of Environmental Conservation (NYDEC) and the New York State Department of Health (NYDOH) addressing the hazardous and toxic contaminants disposed in and around the water supply systems within Nephera Chemical, GAESS Environmental S.C.A., Marry Harriman Well 1A and Waste Management properties.

3. Scientific studies, results and levels of water (including surface and groundwater), soil and air above the levels established by state or federal agencies or local governmental or regulatory entity or body; specifically, the EPA, the NYDEC and the NYDOH addressing the hazardous and toxic contaminants disposed in and around the water supply systems within Nephera Chemical, GAESS Environmental S.C.A., Marry Harriman Well 1A and Waste Management properties.
4. Letters, emails and/or communications from Nephera Chemical, GAESS Environmental S.C.A., Marry Harriman Well 1A and Waste Management to state or federal agencies or local governmental or regulatory entity or body; specifically, the EPA, the NYDEC and the NYDOH addressing the hazardous and toxic contaminants disposed in and around their water supply systems.
5. Contracts or agreements entered between Nephera Chemical, GAESS Environmental S.C.A., Marry Harriman Well 1A and Waste Management and the EPA.
6. Documents and communications in YOUR possession, custody or control, in native format, relating to testing, remediation, investigation and/or consulting related to the hazardous waste and toxic contaminants disposed in and around the water supply systems within Nephera Chemical, GAESS Environmental S.C.A., Marry Harriman Well 1A and Waste Management properties.
7. Electronic or computerized data compilations and models, research, surveys, reports, tests, monitoring well data, monitoring well installation, recovery well data, recovery well installation, groundwater sampling data, soil sampling data, and laboratory testing data, including drafts and summaries within Nephera Chemical, GAESS Environmental S.C.A., Marry Harriman Well 1A and Waste Management properties.
8. Documents or files created, prepared, procured, or maintained by YOU or otherwise in your possession, custody or control, in native format, concerning the identification of the names of every chemical substance that was detected or collected at Nephera Chemical, GAESS Environmental S.C.A., Marry Harriman Well 1A and Waste Management properties at levels or above the levels established by any state or federal regulating agency.
9. Documents or files created, prepared, procured, or maintained by YOU or otherwise in your possession, custody or control, in native format, concerning or related to the remediation of Nephera Chemical, GAESS Environmental S.C.A., Marry Harriman Well 1A and Waste Management properties and its nearby areas.
10. Documents or files created, prepared, procured, or maintained by YOU or otherwise in your possession, custody or control, in native format, concerning any efforts to identify the source(s) of the hazardous and toxic contaminants disposed in and around the water supply systems within Nephera Chemical, GAESS Environmental S.C.A., Marry Harriman Well 1A and Waste Management properties.

11. Documents or files created, prepared, procured, or maintained by YOU or otherwise in your possession, custody or control, in native format, concerning illnesses or injuries suffered by any resident or visitor of the area within Nephera Chemical, GAESS Environmental S.C.A., Marry Harriman Well 1A and Waste Management properties.
12. Studies, assays, health assessments, or documents created, prepared, procured, or maintained by YOU relating to the hazardous and toxic contaminants disposed in and around the water supply systems within Nephera Chemical, GAESS Environmental S.C.A., Marry Harriman Well 1A and Waste Management properties.

Please advise as to the charge for reproduction costs concerning same and we will promptly remit payment for the reasonable duplication fees. Specifically, please provide information regarding the following sites:

Site & Address	EPA Site ID	Hazardous Waste Disposal Period	Hazardous Waste Disposed
Nephera Chemical Company, Inc. Route 17 Harriman, NY 10926	NYD002014595	from 1942 to present	Cyanide; Solvents: Toluene, Xylene, Pyridenes, Hexane and Benzene; PCBS (Aroclor 1254)
GAESS Environmental S.C.A. River Road Harriman, NY 10926	NYD980645923	from 1972 to 1978	Trichloroethylene (TCE)(F001, F002), 1-1-1 TCA and Tetrachloroethylene (PCE)
Marry Harriman Well 1-A Meadow Avenue Harriman, NY 10926	N/A	March 1 st , 2017	Perfluorooctanoic Acid (PFOA)
Waste Management Mark R. Snyder, PE 425 Perinton Parkway Fairport, NY 14450	NYD980645923	from 1972 to present	Trichloroethylene (TCE)(F001, F002), 1-1-1 TCA and Tetrachloroethylene (PCE)

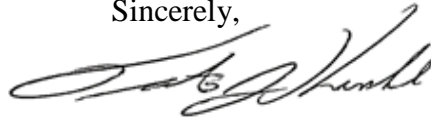
Please provide the information regarding any documents withheld by your agency.

Should any part of this request be denied, either in whole or in part, I ask that you cite specific exemptions to the New York State Freedom of Information Law and provide an adequate description of the exempted document in order to allow for an appeal. We further ask that any reasonable, segregable parts of otherwise exempt material be released. We reserve the

right to appeal any decision to withhold information.

Thank you for your anticipated courtesy in this matter. If you have any questions or need more information I can be reached at 212-397-1000, my facsimile number is 646-843-7603.

Sincerely,

A handwritten signature in black ink, appearing to read "Tate J. Kunkle". The signature is fluid and cursive, with the first name "Tate" being more prominent.

Tate J. Kunkle, Esq.

cc: File